UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

CARRIE GALLAGHER, individuall	• /
and on behalf of all others similarly	у)
situated)
v. Plaintiff(s),) Civil Action No. <u>2:20-cv-00049-RJC</u>
CHARTER FOODS, INC. and)
CHARTER CENTRAL, LLC)
D (1 (/))
Defendant(s).	ELECTING ADD DDOCESS
STIPULATION SI	ELECTING ADR PROCESS
*	and conferred regarding Alternative Dispute llowing stipulation pursuant to L.R. 16.2 and the
I. PROCESS Select one of the following processes:	
X Mediation	
Early Neutral Evaluation (ENI	Ξ)
Court sponsored Binding ¹ Arb.	
Court sponsored Non-binding	
Other (please identify process	
be advised that the case is still governed	ss, such as the American Arbitration Association, by the Court's ADR Policies and Procedures. It is at all of the proper forms are timely submitted and ures.
II. COSTS	
Court sponsored arbitration. For that proce USC §658.): 50 % by Plaintiff(s)	costs as follows (do not complete percentages for ess, costs are paid by the Court in accordance with 28
50 % by Defendant(s)	
% by Third Party Defendant	t(s)
If a dispute arises as to compensation and carbitrator, the Court will set reasonable con	costs for the mediator/neutral evaluator/private mpensation and costs.

¹For binding arbitration, please complete form "Stipulation to Binding Arbitration" located on the Court's website at www.pawd.uscourts.gov

III. NEUTRAL

The parties hereby designate by agreement the following individual to serve as a Neutral in the above-styled action:

Name of Neutral:
Address of Neutral:

Telephone & FAX Numbers:
Email address of Neutral:

Date of ADR Session:

Carole Katz

6448 Melissa Street, Pittsburgh, PA 15206

(412) 916-4874 (Tel)

carole@carolekatz.com

TBD following Court's decision on Plaintiff's FLSA Motion

The parties represent that they have contacted the selected prospective neutral and have determined that the neutral is available to conduct the ADR session within the time prescribed by the Court's Policies and Procedures and that the neutral does not have a conflict.

IV. PARTICIPANTS

Name and title of the individual(s) who will be attending the mediation or early neutral evaluation session, **in addition to counsel**, in accordance with **Section 2.7 (Attendance at Session)** of the Court's ADR Policies and Procedures:

Jason Conway	Carrie Gallagher	
Attorney for Plaintiff(s)	Plaintiff(s)	
	Corporate Representative	
	(Name and Title)	
Matthew W. McCullough	Charter Foods, Inc.; Charter Central, LLC	
Attorney for Defendant(s)	Defendant(s)	
	TBD, but will have full and complete settlement authority.	
	Corporate Representative (Name and Title)	
Attorney for Third Party Defendant(s)	Third Party Defendant(s)	
	Corporate Representative (Name and Title)	

If there is insufficient space to list all parties who will be attending the session, please add additional sheets as necessary.

Each party certifies that the representative(s) attending the ADR session on its behalf has full and complete settlement authority, <u>as specified in sub-section (A)(1-3) of the above section of the Court's ADR Policies and Procedures.</u>

V. ACKNOWLEDGMENT

We, the undersigned parties to this action, declare that this stipulation is both consensual and mutual.

Dated: 04/21/2020	s/ Jason Conway	
	Attorney for Plaintiff(s)	
Dated: 04/21/2020	s/ Matthew W. McCullough	
	Attorney for Defendant(s)	
		$P_{\text{AV}} = 1/2017$

Rev. 4/2017